

IN THE UNITED STATES DISTRICT COURT FOR THE
EASTERN DISTRICT OF OKLAHOMA

FILED

JUN 17 2009

LESLEY CLAYTON BROWN,

Petitioner,

v.

DAVID PARKER, Warden,

Respondent.

WILLIAM B. GUTHRIE
Clerk, U.S. District Court

By _____
Deputy Clerk

No. CIV 08-243-RAW-KEW

ORDER AND OPINION
DENYING CERTIFICATE OF APPEALABILITY

Petitioner has filed a notice of intent to appeal the court's order entered May 12, 2009, denying his petition for a writ of habeas corpus [Docket #25] and a motion for a certificate of appealability [Docket #29]. After a careful review of the record, the court concludes petitioner has not shown "at least, that jurists of reason would find it debatable whether the petition states a valid claim of the denial of a constitutional right and that jurists of reason would find it debatable whether [this] court was correct in its procedural ruling." *Slack v. McDaniel*, 529 U.S. 473, 484 (2000). See also 28 U.S.C. § 2253(c).

Accordingly, petitioner's motion for certificate of appealability [Docket #29] is DENIED.

IT IS SO ORDERED this 17th day of June 2009.


RONALD A. WHITE
UNITED STATES DISTRICT JUDGE